

FILED

United States District Court

MAR 30 1990

NORTHERN

DISTRICT OF OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

ANTHONY J. DIGERONIMO

Case Number: 89-CR-153-001-B

(Name and Address of Defendant)

Michael McGuire

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One and Two of the Information, and
☐ not guilty as to count(s) _____.

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One and Two of the Information.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____.
☐ judgment of acquittal as to count(s) _____.

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Misapplication of Bank Funds By a Bank Director
 Title 18, United States Code, Section 656 (Counts One and Two)

IT IS THE JUDGMENT OF THIS COURT THAT: As to Counts One and Two, the imposition of sentence is suspended and the defendant is placed on probation for four (4) years, to commence upon completion of the sentence imposed in 89-CR-155-001-B. In addition, the defendant is ordered to pay restitution of \$407,118 to Town & Country Bank, Tulsa, Oklahoma, at a rate to be determined by the U.S. Probation Officer.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 100.00 pursuant to Title 18, U.S.C. Section 3013 for count(s) One and Two as follows:

(\$50 as to each count)

IT IS FURTHER ORDERED THAT counts N/A are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

March 29, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

The Honorable Thomas R. Brett, U.S. District Judge

Name and Title of Judicial Officer

3-30-90

Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____ Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

Clk. Court)
SS
I hereby certify that foregoing
is a true and correct copy of the original on file
in the Court.

Jack C. Silver, Clerk

By _____
Deputy

United States District Court

NORTHERN

DISTRICT OF

OKLAHOMA

FILED

MAR 30 1990

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

ANTHONY J. DiGERONIMO

Case Number: 89-CR-155-001-B

(Name and Address of Defendant)

Michael McGuire

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One of the Information, and
☐ not guilty as to count(s) _____

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One of the Information

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____
☐ judgment of acquittal as to count(s) _____

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Bank Fraud

Title 18, United States Code, Sections 1344 and 2 (Count One)

IT IS THE JUDGMENT OF THIS COURT THAT: As to Count One, the defendant is committed to the custody of the Attorney General for a period of eighteen (18) months. In addition, the defendant is ordered to pay restitution in the amount of \$1,592,882, to Victor Federal Savings and Loan as directed by the U.S. Probation Office. Defendant is ordered to report to the designated institution on May 7, 1990, before 2:00 p.m.

United States District Court
Northern District of Oklahoma SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By

Deputy

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50.00 pursuant to Title 18, U.S.C. Section 3013 for count(s) _____ as follows:

IT IS FURTHER ORDERED THAT counts N/A are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

- ☒ The Court orders commitment to the custody of the Attorney General and recommends: That the defendant be permitted to serve the sentence in a minimum security institution in the Atlanta, Georgia, area.

March 29, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

The Honorable Thomas R. Brett, U.S. District Judge

Name and Title of Judicial Officer

3-30-90

Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By

Deputy Marshal

FILED

MAR 28 1990

United States District Court

NORTHERN District of OKLAHOMA

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA
V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

Darin Eugene Manis

Case Number 89-CR-142-001-E

(Name of Defendant)

Gary Richardson

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of an Information
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
42:408(g)(2)	False Social Security Number	One

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

444-82-0429

Defendant's mailing address:

301 S.W. 99th

Oklahoma City, Oklahoma

Defendant's residence address:

Same

March 22, 1990

Date of Imposition of Sentence

James O. Silver
Signature of Judicial Officer

U. S. District Judge

Name & Title of Judicial Officer

Date

Defendant: MANIS, Darin E.
Case Number: 89-CR-142-001-E

PROBATION

The defendant is hereby placed on probation for a term of four (4) years.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. That the defendant serve six (6) months in community confinement at the direction of the U.S. Probation Office. The defendant should be allowed to pursue employment and/or educational programs while serving this term of community confinement.
2. That the defendant pay restitution in the amount of \$1,639.44, payable to the five financial institutions in the amounts as follows:

Sooner Federal Savings & Loan Association	\$ 19.25
Western National Bank	\$658.44
Community Federal Savings & Loan	\$101.75
Bank of North Texas	\$735.00
Mercantile Bank of Fort Worth	\$125.00
3. That the defendant be prohibited from opening any bank accounts without the approval of the U.S. Probation Office.
4. That the defendant provide the U.S. Probation Office with access to any requested financial information.

Defendant: MANIS, Darin E.
Case Number: 89-CR-142-001-E

United States District Court) SS
Northern District of Oklahoma)
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By B. McCallough
Deputy

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U. S. Probation Officer.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

FILED**United States District Court**

MAR 27 1990

NORTHERN

DISTRICT OF

OKLAHOMA

Jack C. Silver, Clerk

U. S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

CHAD ALAN BRUTON
 Rt. 2, Box 13 B
 Hartshorne, OK 74547

Case Number: 89-CR-60-004-E

(Name and Address of Defendant)

Jeffrey Fischer

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One of the Indictment, and
☐ not guilty as to count(s) N/A

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One of the Indictment

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) N/A

☐ judgment of acquittal as to count(s) N/A

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Conspiracy to Use Unauthorized Access Device

Title 18, United States Code, Sections 371 and 1029(a)(2)

IT IS THE JUDGMENT OF THIS COURT THAT: The imposition of sentence is hereby suspended and the defendant is placed on probation for a term of 30 months. The defendant shall participate in drug abuse treatment and monitoring as directed by the U.S. Probation Office.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50.00
pursuant to Title 18, U.S.C. Section 3013 for count(s) One as follows:

By _____
Deputy Marshal

United States District Court **FILED**

Northern

District of Oklahoma

MAR 15 1990

UNITED STATES OF AMERICA

V.

**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

Case Number 89-CR-154-001-C

Leo E. Okeke

(Name of Defendant)

Ernest Bedford

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of a Single Count Information
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
18 USC 491(b)	Possession of Tokens or Paper Used as Money	One

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☒ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☐ It is ordered that the defendant shall pay to the United States a special assessment of \$ _____, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

491-64-5294

Defendant's mailing address:

2 Academy Hill Road

Brighton, MA 02135

Defendant's residence address:

Same

March 15, 1990

Date of Imposition of Sentence

By John L. Wagner
Deputy

Signature of Judicial Officer

John L. Wagner, U. S. Magistrate

Name & Title of Judicial Officer

3/26/90

Date

Defendant: Leo E. Okeke
Case Number: 89-CR-154-001-C

FINE WITH SPECIAL ASSESSMENT

The defendant shall pay to the United States the sum of \$ 525.00 , consisting of a fine of \$ 500.00 and a special assessment of \$ 25.00 .

☒ These amounts are the totals of the fines and assessments imposed on individual counts, as follows:

Count I Information: \$500 fine plus \$25 special monetary assessment.

This sum shall be paid ☐ immediately.
☒ as follows:

The fine of \$500 shall be paid within 15 days of sentencing.
The special monetary assessment shall be paid within 15 days of sentencing.

- ☐ The Court has determined that the defendant does not have the ability to pay interest. It is ordered that:
- ☒ The interest requirement is waived.
 - ☐ The interest requirement is modified as follows:

Defendant: Leo E. Okeke
Case Number: 89-CR-154-001-C

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

The defendant shall pay restitution in the amount of \$10 to:

Price Mart
7114 South Sheridan
Tulsa, Oklahoma 74133
ATTN: Fred Feken, Store Director

United States District Court

NORTHERN

DISTRICT OF

OKLAHOMA

FILED

MAR 26 1990

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

WILLIAM ROBERT BUTTON
P.O. Box 7000
PMB 15
Texarkana, Texas 75501

Case Number: 89-CR-036-007-C ✓

(Name and Address of Defendant)

June Tyhurst

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☐ guilty ☐ nolo contendere as to count(s) _____, and
☒ not guilty as to count(s) One through Twenty-six of the Indictment

THERE WAS A:

☐ finding ☒ verdict of guilty as to count(s) One through Twenty-six of the Indictment

THERE WAS A:

☐ finding ☐ verdict of not guilty as to count(s) _____
☐ judgment of acquittal as to count(s) _____
The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Count 1 - Conspiracy to commit Wire Fraud and Misapplication by Bank Officer (18:371, 656, & 1343). Counts 2 through 23 - Wire Fraud and Aiding and Abetting (18:1343 & 2). Counts 24, 25 & 26- Misapplication by Bank Officer and Aiding and Abetting (18:656 & 2).

IT IS THE JUDGMENT OF THIS COURT THAT:

As to Count 1, the defendant is committed to the Bureau of Prisons for a period of fifteen (15) months to run concurrently with the sentence imposed in the Southern District of Texas (Case No. 88-00028-52-01). As to Counts 2 through 26, the imposition of sentence is suspended and the defendant is placed on probation for five (5) years. Said sentence to commence upon the expiration of the sentence imposed in Count 1. In addition, the defendant shall pay restitution totaling \$4,644.71 to Hartford Insurance Company, Hartford Plaza, Hartford, Connecticut 06115, and \$2,696.78 to the National Bank of Fairland, P.O. Box 779, Fairland, Oklahoma 74343.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 1,300 pursuant to Title 18, U.S.C. Section 3013 for count(s) One through Twenty-six of the Indictments as follows:

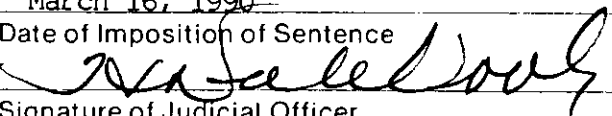
\$50 Special Monetary Assessment per each count

IT IS FURTHER ORDERED THAT counts N/A are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

March 16, 1990
Date of Imposition of Sentence

Signature of Judicial Officer
H. Dale Cook, Chief
Name and Title of Judicial Officer
March 16, 1990
Date

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

FILED**United States District Court**

MAR 23 1990

NORTHERN

DISTRICT OF

OKLAHOMA

**Jack C. Silver, Clerk
U.S. DISTRICT COURT**

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASEJames Paul Knight
P.O. Box 1028
Pryor, Oklahoma 74361

Case Number: 89-CR-38-001-E

(Name and Address of Defendant)

Keith Ward

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☐ guilty ☐ nolo contendere] as to count(s) _____, and
☒ not guilty as to count(s) One through Fourteen of the Indictment

THERE WAS A:

☐ finding ☒ verdict] of guilty as to count(s) Ten through Fourteen of the Indictment

THERE WAS A:

☐ finding ☒ verdict] of not guilty as to count(s) Two through Nine of the Indictment
☐ judgment of acquittal as to count(s) _____

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Mail Fraud, Title 18, United States Code, Sections 1341 and 2.

IT IS THE JUDGMENT OF THIS COURT THAT: The defendant be placed in the custody of the Bureau of Prisons for a term of three and one-half (3½) years, on the condition that the defendant be confined in a jail-type institution for a period of six (6) months, the execution of the remainder of the sentence of imprisonment be suspended and the defendant placed on probation for a period of three (3) years, to commence upon the defendant's release from confinement.

Said sentence to run concurrently with the sentence imposed for the counts that apply under the Sentencing Reform Act which is referenced under a separate Judgment and Commitment Order on this date.

It is further ordered that the execution of sentence is deferred until 12:00 noon on April 6, 1990, at this time the defendant is to report to a designated institution.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 250 pursuant to Title 18, U.S.C. Section 3013 for count(s) Ten through Fourteen as follows:

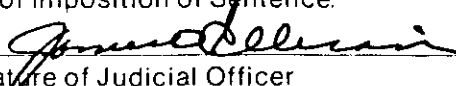
\$50 for each count, total \$250.00

IT IS FURTHER ORDERED THAT count ~~One~~ is DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

March 6, 1990
Date of Imposition of Sentence.

Signature of Judicial Officer
James O. Ellison, U. S. District Judge
Name and Title of Judicial Officer
March 6, 1990
Date

RETURN


I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

United States District Court) 33
Northern District of Oklahoma)
I hereby certify that this document
is a true copy of the original on file
in this Court.
Jack C. Silver, Clerk
By 
Deputy

FILED

MAR 23 1990

United States District Court

NORTHERN

District of

OKLAHOMA

Mark C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

James Paul Knight

Case Number 89-CR-38-01-E

(Name of Defendant)

Keith Ward

Defendant's Attorney

THE DEFENDANT:

- ☐ pleaded guilty to count(s) _____.
- ☒ was found guilty on count(s) 16-18, 27, 29, and 34-51 of the Indictment after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18:1341 & 2	Mail Fraud	Counts 16-18, 27, 29, and 34-51

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ The defendant has been found not guilty on count(s) 2-9, 15, 19-26, and 28 of the Indictment and is discharged as to such count(s).
- ☒ Count(s) 30-33 and 52 were previously (is/are) dismissed on the motion of the United States., February 20, 1990.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 1,150, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

423-38-0193

Defendant's mailing address:

P. O. Box 1028Pryor, Oklahoma 74361

Defendant's residence address:

Same

March 6, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

James O. Ellison, U. S. District Judge

Name & Title of Judicial Officer

March 6, 1990

Date

Defendant: James Paul Knight
Case Number: 89-CR-38-01-E

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of six (6) months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at a.m.
☐ at p.m. on .

☐ as notified by the Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☒ before 12:00 noon on April 6, 1990.

☒ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on to at , with a certified copy of this Judgment.

United States Marshal

By
Deputy Marshal

Defendant: James Paul Knight
Case Number: 89-CR-38-01-E

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____

three (3) years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

The first two (2) months be served in community confinement.

Defendant: James Paul Knight
Case Number: 89-CR-38-01-E

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U. S. Probation Office.
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

United States District Court }
Southern District of California }
San Diego, California }
Date: 10/10/89 }
By: [Signature] }

By: *DMCullough*

MAR 23 1990

United States District Court

NORTHERN District of OKLAHOMA

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

DEBBIE ANN McMILLIN

Case Number 89-CR-098-001-E

(Name of Defendant)

Steve Gruebel

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18:922(g)(1)	Possession of Firearm By Convicted Felon	One

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☒ Count(s) Two of the Indictment (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

447-66-6112

Defendant's mailing address:

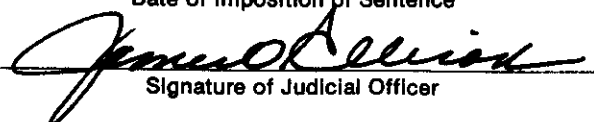
1101 IllinoisMuskogee, Oklahoma

Defendant's residence address:

Same

March 21, 1990

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison, U.S. District Judge

Name & Title of Judicial Officer

3/23/90

Date

Defendant: McMILLIN, Debbie Ann
Case Number: 89-CR-098-001-E

PROBATION

The defendant is hereby placed on probation for a term of three (3) years.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. That the defendant be confined in the Salvation Army Community Treatment Center, Tulsa, Oklahoma, for a period of two (2) months, at the direction of the U. S. Probation Office.
2. That the defendant be required to participate in drug abuse treatment and monitoring as directed by the U.S. Probation Office.

Judgment—Page 3 of 3

Defendant: McMILLIN, Debbie Ann
Case Number: 89-CR-098-001-E

Typed name of defendant and (if any)
Northern District of California)
I have read the Standard Conditions of Probation
and hereby agree to be bound by them
in this Court.

Jack C. Silver, Clerk

By S. M. Callaway
Deputy**STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

These conditions are in addition to any other conditions imposed by this Judgment.

- 15) You shall submit to urinalysis as directed by the U.S. Probation Officer.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Officer.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

F I L E D

MAR 23 1990

UNITED STATES OF AMERICA,

Plaintiff,

v.

RODNEY ALAN SMITH,

Defendant.

)
)
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)
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)
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Jack C. Silver, Clerk
U.S. DISTRICT COURT

No. 89-CR-149-E

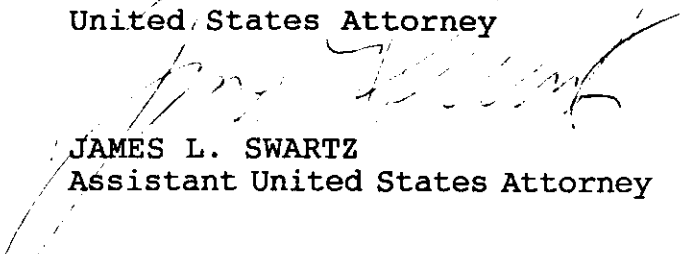
MOTION AND ORDER TO DISMISS INFORMATION

COMES NOW the plaintiff, the United States of America, by and through its duly authorized representatives, Tony M. Graham, United States Attorney for the Northern District of Oklahoma, and by James L. Swartz, Assistant United States Attorney, and in support of the aforementioned Motion to Dismiss Information alleges and states as follows:

On February 13, 1990, an Information was filed in the above-styled matter under the authority of Title 18, United States Code, Section 924(e)(1) for the purpose of enhancing the punishment in regard to Counts Four and Five of the Superseding Indictment charging violations of Title 18, United States Code, Section 922(g). In consideration for the defendant having entered pleas of guilty to all five counts of the Superseding Indictment, the Government moves the Court to dismiss the Information filed herein in and for the reason that the Government does not seek to enhance the punishment in regard to the Section 922(g) convictions. The foregoing is done in consideration of the defendant's plea of guilty and to best meet the ends of justice.

The Government does not consider that any period of excludable delay will occur as a result of filing this motion.

TONY M. GRAHAM
United States Attorney


JAMES L. SWARTZ
Assistant United States Attorney

Leave of court is granted for the filing of the foregoing Motion to Dismiss Information and the Court hereby orders dismissal of the Information.

S/ JAMES O. ELLISON

JAMES O. ELLISON
United States District Judge

JLW:ssg

FILED
APR 9 1990
Jack C. Silver, Clerk
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

MAR 14 1990

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FRANK MATHEW SCHAD,

Defendant.

and

SAM VARNER; BRISTOW SALE
BARN; FORREST CLOUD and
PATTY SCHAD,

Garnishees.

Jack C. Silver, Clerk
U.S. DISTRICT COURT

Case No. 88-CR-002-001-B

ORDER OF DISMISSAL WITHOUT PREJUDICE
OF GARNISHMENT PROCEEDINGS AGAINST FORREST L. CLOUD

Upon the application of Allied Bearings Supply Co., Inc. and the consent of counsel for the Garnishee Forrest L. Cloud, the garnishment proceedings herein against Forrest L. Cloud are hereby dismissed without prejudice with the parties to bear their own costs.

Dated this 14th day of March, 1990.

S/ THOMAS R. BRETT
THE HONORABLE THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

MAR 13 1990

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

Plaintiff,

vs.

No. 88-CR-002-B

FRANK MATHEW SCHAD,

Defendant,

and

SAM VARNER; BRISTOW SALE BARN;
FORREST CLOUD and PATTY SCHAD,

Garnishees.

DEFAULT JUDGMENT

Consistent with this Court's Order entered this date striking the Answer of Garnishee Patty Schad, the Court hereby enters Judgment in favor of Allied Bearings Supply Inc. and against Garnishee Patty Schad in an amount not to exceed One Million Dollars (\$1,000,000.00).

ENTERED, this 15th day of March, 1990.


THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

MAR 12 1990

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JIMMIE L. FEHRENBACH, et al.,

Defendants.

No. 89-CR-36-C

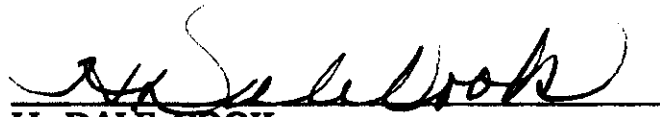
ORDER

The Court has before it the motion of defendant Jimmie L. Fehrenbach for reduction of sentence pursuant to Rule 35 F.R.Cr.P.

The Court has reviewed the record in this case and finds that the sentence imposed was just and reasonable under the circumstances of this case.

It is the Order of the Court that defendant Jimmie L. Fehrenbach's motion for reduction of sentence is hereby DENIED.

IT IS SO ORDERED this 12th day of March, 1990.


H. DALE COOK
Chief Judge, U. S. District Court

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED

MAR 12 1990

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

Plaintiff,

vs.

FRANK MATHEW SCHAD,

Defendant.

No. 88-CR-002-B

O R D E R

Currently before the Court is Defendant Frank Schad's Motion to Modify Sentence pursuant to Fed.R.Cr.P. 35(b). Defendant seeks to have his four year sentence reduced to two years under the B-2 Guideline and to have the restitution order reduced from \$1,000,000 to \$100,000.

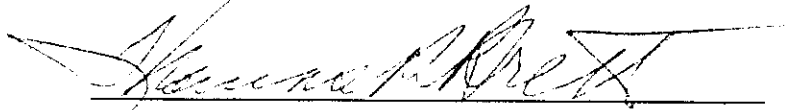
Defendant asserts he does not have the financial information provided to the U.S. Attorney's office which served as the basis for the restitution order, but that his income for the sale of bearings for the relevant years only amounted to \$284,000. The Court reviewed the financial information prior to sentencing and now concludes its restitution order was proper and shall remain in effect absent any supplemental information to the contrary.

Finally, Defendant seeks to have his sentence reduced to two years imprisonment and to have Defendant classified as "B-2". Defendant asserts this Court intended for him to serve only sixteen months of the four year sentence but that under the sentence imposed, when read in conjunction with the Pre-sentence Report,

Defendant is not eligible to be released until serving a minimum of thirty-two months. Defendant asks this Court to alter its sentence to be in line with its intention that Defendant serve only sixteen months imprisonment. The Court concludes the sentence imposed was fair accurately reflects the seriousness of the offenses to which Defendant pleaded guilty.

Therefore, Defendant's Motion for Reduction of Sentence pursuant to Rule 35 is OVERRULED.

IT IS SO ORDERED, this 12th day of March, 1990.

A handwritten signature in cursive script, appearing to read "Thomas R. Brett", written over a horizontal line.

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

FILED
MAR 12 1990

UNITED STATES OF AMERICA,

Plaintiff,

vs.

WILLIAM LAWRENCE, JR.,

Defendant.

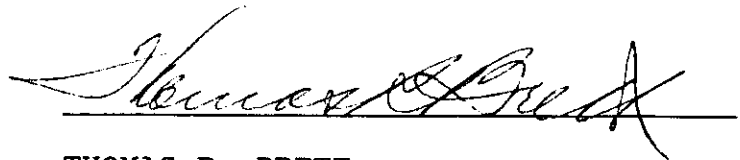
Jack C. Silver, Clerk
U.S. DISTRICT COURT

No. 89-CR-54-B

O R D E R

Currently before the Court is Defendant's Motion to Appeal In Forma Pauperis. After examining Defendant's Financial Affidavit, the Court concludes Defendant possesses \$13,000 in assets in which to pay for the costs of an appeal to the Tenth Circuit Court of Appeals. The Court concludes these assets are sufficient to pay for the costs of his appeal; therefore, Defendant's Motion to Proceed In Forma Pauperis is DENIED.

IT IS SO ORDERED, this 12TH day of March, 1990.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

FILE

United States District Court

MAR 12 1990

NORTHERN

District of OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

Ranaldo Jay Gamble

Case Number 89-CR-101-006-B

(Name of Defendant)

Ronald L. Wallace

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
21:846, 841(a)(1) 841(b)(1)(A)(iii), and 853	Conspiracy to Distribute 50 Grams or More of Cocaine-Base	One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

441-70-3446

Defendant's mailing address:

1157 N. Denver

Tulsa, Oklahoma

Defendant's residence address:

Same

March 12, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

Thomas R. Brett, U.S. District Judge

Name & Title of Judicial Officer

3-12-90

Date

Defendant: GAMBLE, Rinaldo Jay
Case Number: 89-CR-101-006-B

Judgment—Page 2 of 4**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 96 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: **GAMBLE, Rinaldo Jay**
Case Number: **89-CR-101-006-B**

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
60 months

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

None

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By [Signature]
Deputy

Defendant: GAMBLE, Rinaldo Jay
Case Number: 89-CR-101-006-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U.S. Probation Office;
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

United States District Court

MAR 12 1990

Northern District of Oklahoma

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

Gable C. McGlory

Case Number 89-CR-101-001-B

(Name of Defendant)

Richard White
Defendant's Attorney

THE DEFENDANT:

☒ pleaded guilty to count(s) One of the Indictment
☐ was found guilty on count(s) _____ after a
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
21 USC 846, 841(a)(1) 841(b)(1)(A)(iii)	CONSPIRACY TO DISTRIBUTE 50 GRAMS OR MORE COCAINE-BASE; FORFEITURE	One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

526-59-2265

Defendant's mailing address:

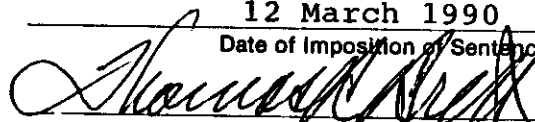
1044 E. 64th St., Apt 2Tulsa, Oklahoma

Defendant's residence address:

Same

12 March 1990

Date of Imposition of Sentence



Signature of Judicial Officer

Honorable Thomas R. Brett
U.S. District Judge

Name & Title of Judicial Officer

3-12-90

Date

Defendant: McGlory, Gable C.
Case Number: 89-CR-101-001-B

Judgment—Page 2 of 4

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 84 months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this Judgment.

United States Marshal

By _____

Judgment—Page 3 of 4

Defendant: McGlory, Gable C.
Case Number: 89-CR-101-001-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
60 months

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By 
Deputy

Defendant: McGlory, Gable C.
Case Number: 89-CR-101-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U.S. Probation Office. These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Office.

FILE

United States District Court

MAR 12 1990

Northern District of OklahomaJack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT

Richard D. Reynolds

Case Number 89-CR-101-003-B

(Name of Defendant)

Charles Whitman

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
21 USC 846		
21 USC 841(a)(1)(b)(1)(A)(iii)	Conspiracy to Distribute 50 Grams or More Cocaine-Base	One

The defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☒ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☐ It is ordered that the defendant shall pay to the United States a special assessment of \$ _____, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

529-59-1081

Defendant's mailing address:

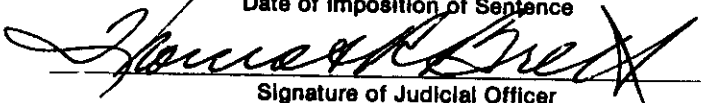
1044 East 64th Street SouthTulsa, Oklahoma 74136

Defendant's residence address:

Same

March 12, 1990

Date of Imposition of Sentence



Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name & Title of Judicial Officer

March 12, 1990

Date

Defendant: Richard D. Reynolds
Case Number: 89-CR-101-003-B

Judgment—Page 2 of 5

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of Two (2) months

☐ The Court makes the following recommendations to the Bureau of Prisons:

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☒ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States MarshalBy _____
Deputy Marshal

Defendant: Richard D. Reynolds
Case Number: 89-CR-101-003-B

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Five (5) years

and on the condition that the defendant serve the first two (2) months in the Salvation Army Pre-Release Center Tulsa, Oklahoma, and shall observe the rules of that facility.

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

Defendant: Richard D. Reynolds
Case Number: 89-CR-101-003-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall submit to urinalysis as directed by the U. S. Probation Office. These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Defendant: Richard D. Reynolds
Case Number: 89-CR-101-003-B

FINE WITH SPECIAL ASSESSMENT

The defendant shall pay to the United States the sum of \$ 5,549.60 , consisting of a fine of \$ 5,499.60 and a special assessment of \$ 50 .

☐ These amounts are the totals of the fines and assessments imposed on individual counts, as follows:

This sum shall be paid ☐ immediately.
☒ as follows:

The defendant shall pay the \$50 special assessment plus payments of \$91.66 for cost of supervision per month.

☒ The Court has determined that the defendant does not have the ability to pay interest. It is ordered that:

- ☒ The interest requirement is waived.
- ☐ The interest requirement is modified as follows:

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

Deputy

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

MAR -6 1990

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,
Plaintiff,
vs.
BILLY JOE SIMPSON, et al.,
Defendants.

No. 89-CR-36-C

ORDER

Before the Court are the motions of defendants Billy Joe Simpson, J. Gerald McElroy, Dewayne Green and Jimmie L. Fehrenbach for release pending appeal pursuant to 18 U.S.C. §3143(b) and Rule 9(b) of the Federal Rules of Appellate Procedure.

Seven defendants were convicted by a jury on all 26 counts of the Indictment. The defendants were sentenced on February 1, 1990. The four defendants named above now move the Court to release them during the pendency of their appeal.

18 U.S.C. §3143(b) provides:

(b) Release or detention pending appeal. The judicial officer shall order that a person who has been found guilty of an offense and sentenced to a term of imprisonment, and who has filed an appeal or a petition for a writ of certiorari, be detained, unless the judicial officer finds --

(1) by clear and convincing evidence that the person is not likely to flee or pose a danger to the safety of any other person or the community if released pursuant to section 3142(b) or (c); and

(2) that the appeal is not for purpose of delay and raises a substantial question of law or fact likely to result in reversal or an order for a new trial.

If the judicial officer makes such findings, he shall order the release of the person in accordance with the provisions of section 3142(b) or (c).

In order to grant bail pending appeal, the Court must find that a defendant has met his burden of proving by clear and convincing evidence that he is not likely to flee or pose a danger to the safety of any other person or to the community if released. United States v. Affleck, 765 F.2d 944, 953 (10th Cir. 1985). Further, the defendant must establish, by a preponderance of the evidence, that the appeal is not for purpose of delay. Id. at n.15.

The government states that, while it does not concede the point, it has no evidence to present as to the §3143(b)(1) issue regarding these three defendants. The defendants have cited either prior rulings by the Magistrate that the defendants may be released or other evidence as to flight risk or danger to the community. The Court finds that the defendants have satisfied the requirement of §3143(b)(1).

The first issue raised by defendants Simpson and McElroy is the Court's denial of their motions for new trial based upon jury misconduct. Attorney Richard O'Carroll, the husband of one of defendant Simpson's trial counsel in this case, had a "chance meeting" with the jurors following the trial. Mr. O'Carroll conversed with the jurors, thereby violating -- knowingly or unknowingly -- Rule 8 of the Local Rules. In his affidavit accompanying Simpson's new trial motion, Mr. O'Carroll stated that one juror related to him that the juror had seen defendant W. R. Button in handcuffs during the trial. Defendants Simpson and

¹Defendant Simpson's February 21, 1990 Brief at 7.

McElroy argue that the Court erred by not holding a hearing within the guidelines of Rule 606(b) F.R.Evid. Defendants point to United States v. Hornung, 848 F.2d 1040 (10th Cir. 1988), cert. denied, 109 S.Ct. 1349 (1989), wherein the court stated:

When a trial court is apprised of the fact that an extrinsic influence may have tainted the trial, the proper remedy is a hearing to determine the circumstances of the improper contact and the extent of the prejudice, if any, to the defendant.

Id. at 1045.

Hornung involved a conversation between a juror and a third party which took place during the trial. The trial court held a post-trial hearing to learn the nature and content of the conversation. By contrast, this case involves a particular type of extraneous contact, the viewing of a defendant in custody, which courts have ruled as a matter of law is not per se prejudicial even as to the defendant sighted. See United States v. Williams, 809 F.2d 75, 83-84 (1st Cir. 1986), cert. denied, 481 U.S. 1030 (1987). Even if all the jurors were apprised of the sighting of Button, defendants Simpson and McElroy have not shown how an evidentiary hearing based upon the O'Carroll affidavit would have enabled them to make an affirmative showing of prejudice, particularly since neither of them was the person sighted.

Moreover, the hearing in Hornung came about as a result of a juror initiating contact to inform the United States Attorney. In the case at bar, the information was gained through unsupervised discussions with jurors. This Court is reluctant to establish the precedent that such conduct will be rewarded with an evidentiary

hearing. By Local Rule, this Court in effect has adopted the position of the First Circuit in United States v. Kepreos, 759 F.2d 961, 967 (1st Cir.), cert. denied, 474 U.S. 901 (1985).

We start with the proposition that henceforth this Circuit prohibits the post-verdict interview of jurors by counsel, litigants or their agents except under the supervision of the district court, and then only in such extraordinary situations as are deemed appropriate. Permitting the unbridled interviewing of jurors could easily lead to their harassment, to the exploitation of their thought processes, and to diminished confidence in jury verdicts, as well as to unbalanced trial results depending unduly on the relative resources of the parties.

See also McDonald v. Pless, 238 U.S. 264 (1915). The Court is not persuaded that a substantial question has been presented by this issue.

Defendants Simpson and McElroy also object to various jury instructions given by the Court. First, they object to an instruction which stated that financial gain to a defendant or loss to the Bank was not necessary, but that the Bank could be defrauded of the right to make its own decisions about the funds or custody of the funds. Simpson and McElroy argue that this instruction was error in light of McNally v. United States, 483 U.S. 350 (1987), in which the Supreme Court ruled that 18 U.S.C. §1341 did not reach schemes to defraud citizens of their intangible right to honest government. See United States v. Stewart, 872 F.2d 957, 959-60 (10th Cir. 1989). However, the Supreme Court has held that a scheme to defraud can involve intangible property rights. Carpenter v. United States, 484 U.S. 19 (1987). This Court perceives no substantial question as to that instruction.

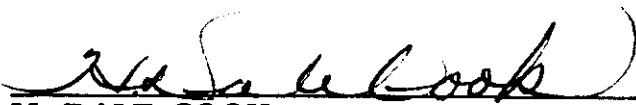
Second, Simpson and McElroy object to the "Proof of Intent" instruction which stated in part that "It is ordinarily reasonable to determine that a person intends the natural and probable consequence of acts knowingly done or knowingly omitted." Simpson and McElroy argue that the instruction given did not merely advise a permissive inference, but was conclusive or mandatory in nature. The Court disagrees, and does not find a substantial question raised on this point.

Finally, Simpson and McElroy object to two instructions given by the Court on motive. The Court finds these arguments to be without merit.

As opposed to Simpson and McElroy, defendant Fehrenbach has simply attached his appellate docketing statement to his motion. The Court does not find any substantial question to be raised thereby. Likewise, defendant Green has raised no substantial question.

It is the Order of the Court that the motions of defendants Billy Joe Simpson, J. Gerald McElroy, Dewayne Green and Jimmie L. Fehrenbach for release pending appeal are hereby DENIED.

IT IS SO ORDERED this 6th day of March, 1990.


H. DALE COOK
Chief Judge, U. S. District Court

United States District Court

NORTHERN

District of

OKLAHOMA

FILED

MAR 6 1990

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

BETTY L. SCHIVALLY

Case Number 89-CR-145-001-C

(Name of Defendant)

Steve Greubel

Defendant's Attorney

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By R. Miller
Deputy

after a

THE DEFENDANT:

- ☒ pleaded guilty to count(s) I of the Indictment
☐ was found guilty on count(s) _____
 plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18:656	Misapplication of Bank Funds by Bank Employee	I

The defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
☐ Count(s) N/A (is)(are) dismissed on the motion of the United States.
☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

442-42-2215

March 1, 1990

Date of Imposition of Sentence

Defendant's mailing address:

Route 4, Box 104

Bristow, Oklahoma 74010

[Signature]
 Signature of Judicial Officer
 The Honorable H. Dale Cook
 Chief United States District Judge

Name & Title of Judicial Officer

Defendant's residence address:

Same

Date

Defendant: SCHIVALLY, Betty L.
Case Number: 89-CR-145-001-C

Judgment—Page 2 of 5**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of Ten (10) Months Home Detention.

Terms and conditions to be established by the United States Probation Office.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
☐ at _____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Defendant: SCHIVALLY, Betty L.
Case Number: 89-CR-145-001-C

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of _____
Three (3) Years

While on supervised release, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this judgment imposes a restitution obligation, it shall be a condition of supervised release that the defendant pay any such restitution that remains unpaid at the commencement of the term of supervised release. The defendant shall comply with the following additional conditions:

- ☐ The defendant shall pay any fines that remain unpaid at the commencement of the term of supervised release.

That the defendant shall pay restitution to the American National Bank of Bristow in the amount of \$25,300 as directed by the U. S. Probation Office.

Defendant: SCHIVALLY, Betty L.
Case Number: 89-CR-145-001-C

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U. S. Probation Office;
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Judgment—Page 5 of 5

Defendant: SCHIVALLY, Betty L.
Case Number: 89-CR-145-001-C

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

Restitution in the amount of \$25,300 to be paid as directed by the U. S.
Probation Office to:

American National Bank of Bristow
111 West Seventh Street
Bristow, Oklahoma 74010

FILED**United States District Court**

MAR 6 1990

NORTHERN

District of OKLAHOMA

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

Billy L. Frazier

Case Number 89-CR-124-001-E

(Name of Defendant)

Steven B. Riley

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment.
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
18 USC 511(a)	Removing Motor Vehicle Identification Numbers	Count One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☒ Count(s) Two of the Indictment (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

446-82-3061March 2, 1990

Date of Imposition of Sentence

Defendant's mailing address:

5652 West 25th Place

Signature of Judicial Officer

Tulsa, OklahomaJames O. Ellison, U. S. District Judge

Name & Title of Judicial Officer

Defendant's residence address:

Same

Date

Judgment—Page 2 of 4

Defendant: Billy L. Frazier
Case Number: 89-CR-124-001-E

PROBATION

The defendant is hereby placed on probation for a term of 60 months.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

1. As a special condition of probation, the defendant is required to serve six (6) months at the Salvation Army Community Treatment Center in Tulsa, Oklahoma. The defendant's six month Community Treatment Center time will commence on April 17, 1990 at 10:00 a.m.
2. The defendant was ordered to pay restitution as described on page 5.
3. The defendant was ordered to participate in a substance abuse treatment program as directed by the U. S. Probation Office.

Defendant: Billy L. Frazier
Case Number: 89-CR-124-001-E

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) the defendant shall submit to urinalysis as directed by the U. S. Probation Office;
These conditions are in addition to any other conditions imposed by this Judgment.
- 16) the defendant shall not possess a firearm or other dangerous weapon without the permission of the U. S. Probation Office.

Judgment—Page 4 of 4

Defendant: Billy L. Frazier
Case Number: 89-CR-124-001-E

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

The defendant was ordered to pay restitution in the amount of \$13,830.00 to:

Hanover Insurance Company (Claim 58-024698)
9820 East 41 Street
Tulsa, Oklahoma 74146

United States District Court)
Southern District of Oklahoma) SS
I hereby certify that this document
is a true and correct copy of the
original on file
in this Court.

Josh C. Oliver, Clerk

By B. M. Callahan
Deputy

FILED**United States District Court**

MAR 6 1990

Northern DISTRICT OF Oklahoma

UNITED STATES OF AMERICA

Jack C. Silver, Clerk
U. S. DISTRICT COURT

V.

JUDGMENT IN A CRIMINAL CASEScott Dwain Nelson
116 South 91st East Avenue
Tulsa, Oklahoma

Case Number: 89-CR-110-006-E

(Name and Address of Defendant)

William Lunn

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One of the Amended Information, and
☐ not guilty as to count(s) _____.

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One of the Amended Information.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____.
☐ judgment of acquittal as to count(s) _____.

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF: having violated Title 21,
United States Code, Section 846, all in violation of Title 21, United
States Code, Section 843(b), Use of a Telephone to Facilitate a Narcotics
Felony.

IT IS THE JUDGMENT OF THIS COURT THAT: the Imposition of sentence be Suspended
and the defendant be placed on probation for a term of five (5) years.

It is further ordered that the defendant participate in a drug after-care
program as directed by the U.S. Probation Office.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of proba-
tion set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 50 pursuant to Title 18, U.S.C. Section 3013 for count(s) One of the Amended Information as follows:

Count One - \$50

IT IS FURTHER ORDERED THAT count(s) One of the Indictment is
on the motion of the United States. ~~is~~ DISMISSED

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

February 26, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

James O. Ellison

U.S. District Judge
Name and Title of Judicial Officer

February 26, 1990

Date

RETURN

I have executed this Judgment as follows:

United States District Court)
Northern District of Oklahoma) ss
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Silver, Clerk

By B. M. Ladd
Deputy

Defendant delivered on _____ to _____ at _____
Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal

FILED**United States District Court** MAR 6 1990

Northern District of Oklahoma

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

**JUDGMENT INCLUDING SENTENCE
UNDER THE SENTENCING REFORM ACT**

Callins Johnson

Case Number 89-CR-116-001-E

(Name of Defendant)

Steven Gruebel

Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One & Two of the Indictment.
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Count Number(s)</u>
42 USC 408 (g) (2)	USE OF FALSE SOCIAL SECURITY NUMBER	1, 2

The defendant is sentenced as provided in pages 2 through 3 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☒ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☐ It is ordered that the defendant shall pay to the United States a special assessment of \$ _____, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

036-58-4864

Defendant's mailing address:

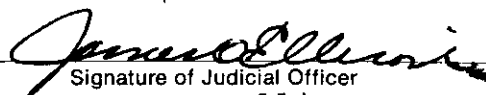
1146 N. Lincoln Blvd.Oklahoma City, Oklahoma

Defendant's residence address:

Same

26 February 1990

Date of Imposition of Sentence



Signature of Judicial Officer

James O. Ellison

U.S. District Judge

Name & Title of Judicial Officer

Date

Defendant: JOHNSON, Callins
Case Number: 89-CR-116-001-E

Judgment—Page 2 of 3**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of twelve (12) months.

☐ The Court makes the following recommendations to the Bureau of Prisons:

☒ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district,

☐ at _____ a.m.
_____ p.m. on _____.

☐ as notified by the Marshal.

☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons

☐ before 2 p.m. on _____.

☐ as notified by the United States Marshal.

☐ as notified by the Probation Office.

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____
_____, with a certified copy of this Judgment.

United States Marshal

By _____
Deputy Marshal

Judgment—Page 3 of 3

Defendant: JOHNSON, Callins
Case Number: 89-CR-116-001-E

FINE WITH SPECIAL ASSESSMENT

The defendant shall pay to the United States the sum of \$ 3100 , consisting of a fine of \$ 3000 and a special assessment of \$ 100 .

☒ These amounts are the totals of the fines and assessments imposed on individual counts, as follows:

SMA of \$50 as to each Count, for a total of \$100

Fine of \$3000 as to Count One

This sum shall be paid ☒ immediately.
☐ as follows:

- ☐ The Court has determined that the defendant does not have the ability to pay interest. It is ordered that:
- ☐ The interest requirement is waived.
 - ☐ The interest requirement is modified as follows:

United States District Court)
Southern District of Alabama) ss
I, the undersigned, being duly
qualified and acting as clerk
in this Court.

JAMES C. SMITH, Clerk

By B. M. Callough
PTV

United States District Court

Northern

District of

Oklahoma

FILED

MAR 2 1990

 Jack C. Silver, Clerk
 U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT INCLUDING SENTENCE UNDER THE SENTENCING REFORM ACT

VIOLA MOORE

Case Number 89-CR-146-001-B

(Name of Defendant)

 Richard Couch
 Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to count(s) One of the Indictment.
- ☐ was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the defendant is adjudged guilty of such count(s), which involve the following offenses:

Title & Section	Nature of Offense	Count Number(s)
18 USC 641	THEFT OF GOVERNMENT PROPERTY	One

The defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____, and is discharged as to such count(s).
- ☐ Count(s) _____ (is)(are) dismissed on the motion of the United States.
- ☐ The mandatory special assessment is included in the portion of this Judgment that imposes a fine.
- ☒ It is ordered that the defendant shall pay to the United States a special assessment of \$ 50, which shall be due immediately.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of residence or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Defendant's Soc. Sec. Number:

445-22-3911

Defendant's mailing address:

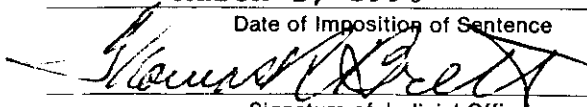
1321 N. NogalesTulsa, Oklahoma 74127

Defendant's residence address:

Same

March 2, 1990

Date of Imposition of Sentence


 Signature of Judicial Officer

Thomas R. Brett

U.S. District Judge

Name & Title of Judicial Officer

3-2-90

Date

Judgment—Page 2 of 4

Defendant: MOORE, Viola
Case Number: 89-CR-146-001-B

PROBATION

The defendant is hereby placed on probation for a term of four (4) years.

While on probation, the defendant shall not commit another Federal, state, or local crime and shall comply with the standard conditions that have been adopted by this court (set forth on the following page). If this Judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution. The defendant shall comply with the following additional conditions:

Restitution as noted on Page Four.

Defendant: MOORE, Viola
Case Number: 89-CR-146-001-B

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on probation or supervised release pursuant to this Judgment:

- 1) The defendant shall not commit another Federal, state or local crime;
- 2) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 3) the defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 4) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 5) the defendant shall support his or her dependents and meet other family responsibilities;
- 6) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 7) the defendant shall notify the probation officer within seventy-two hours of any change in residence or employment;
- 8) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician;
- 9) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 10) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 11) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- 12) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 13) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 14) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.
- 15) You shall submit to urinalysis as directed by the U.S. Probation Office. These conditions are in addition to any other conditions imposed by this Judgment.
- 16) You shall not possess a firearm or other dangerous weapon without the permission of the U.S. Probation Office.

Judgment—Page 4 of 4

Defendant: MOORE, Viola
Case Number: 89-CR-146-001-B

**RESTITUTION, FORFEITURE, OR
OTHER PROVISIONS OF THE JUDGMENT**

Restitution of \$7,748, to be paid as directed
by the U.S. Probation Office, to:

Social Security Administration
P.O. Box 21558
Tulsa, Oklahoma 74135

United States District Court)
Northern District of Oklahoma) SS
I hereby certify that the foregoing
is a true copy of the original on file
in this Court.

Jack C. Siver, Clerk

By [Signature]
Deputy

FILED

United States District Court MAR 1 1990

NORTHERN

DISTRICT OF

OKLAHOMA

Jack C. Silver, Clerk
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

V.

JUDGMENT IN A CRIMINAL CASE

Anita Louise Giles
Route 4, Box 205
Vinita, Oklahoma 74103

Case Number: 89-CR-148-001-B

SSN: 442-42-1026

(Name and Address of Defendant)

Jack Mayberry

Attorney for Defendant

THE DEFENDANT ENTERED A PLEA OF:

☒ guilty ☐ nolo contendere] as to count(s) One and Two of the Information, and
☐ not guilty as to count(s) _____.

THERE WAS A:

☒ finding ☐ verdict] of guilty as to count(s) One and Two of the Information.

THERE WAS A:

☐ finding ☐ verdict] of not guilty as to count(s) _____.
☐ judgment of acquittal as to count(s) _____.

The defendant is acquitted and discharged as to this/these count(s).

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF:

Theft, Embezzlement, or Misapplication of Funds by Bank Employee
Title 18, United States Code, Section 656
Two Counts

IT IS THE JUDGMENT OF THIS COURT THAT:

Count One: 4 years Custody of the Bureau of Prisons on the condition that the defendant be confined in a jail-type or treatment institution for a period of 6 months, execution of the remainder of the sentence of imprisonment is hereby suspended and defendant placed on 3½ years probation to commence upon release from confinement. It is further ordered that a fine in the amount of \$5,000 be paid within one year from the date of this judgment.

Count Two: Imposition of sentence is suspended and the defendant is placed on 4 years probation to run concurrently with the sentence imposed in Count One. It is further ordered that the defendant pay a fine in the amount of \$5,000, to be paid within one year from the date of this judgment.

As a Special Condition of supervision the defendant shall perform 250 hours of community service as directed by the United States Probation Officer.

Execution of sentence is hereby suspended until March 19, 1990, at 2:00 p.m., at which time the defendant is to voluntarily surrender to the designated institution.

In addition to any conditions of probation imposed above, IT IS ORDERED that the conditions of probation set out on the reverse of this judgment are imposed.

CONDITIONS OF PROBATION

Where probation has been ordered the defendant shall:

- (1) refrain from violation of any law (federal, state, and local) and get in touch immediately with your probation officer if arrested or questioned by a law-enforcement officer;
- (2) associate only with law-abiding persons and maintain reasonable hours;
- (3) work regularly at a lawful occupation and support your legal dependents, if any, to the best of your ability. (When out of work notify your probation officer at once, and consult him prior to job changes);
- (4) not leave the judicial district without permission of the probation officer;
- (5) notify your probation officer immediately of any changes in your place of residence;
- (6) follow the probation officer's instructions and report as directed.

The court may change the conditions of probation, reduce or extend the period of probation, and at any time during the probation period or within the maximum probation period of 5 years permitted by law, may issue a warrant and revoke probation for a violation occurring during the probation period.

IT IS FURTHER ORDERED that the defendant shall pay a total special assessment of \$ 100 pursuant to Title 18, U.S.C. Section 3013 for count(s) One and Two of the Information as follows:

Counts One and Two \$50 each count

IT IS FURTHER ORDERED THAT counts N/A are DISMISSED on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall pay to the United States attorney for this district any amount imposed as a fine, restitution or special assessment. The defendant shall pay to the clerk of the court any amount imposed as a cost of prosecution. Until all fines, restitution, special assessments and costs are fully paid, the defendant shall immediately notify the United States attorney for this district of any change in name and address.

IT IS FURTHER ORDERED that the clerk of the court deliver a certified copy of this judgment to the United States marshal of this district.

☐ The Court orders commitment to the custody of the Attorney General and recommends:

March 1, 1990

Date of Imposition of Sentence

Signature of Judicial Officer

Thomas R. Brett, U. S. District Judge

Name and Title of Judicial Officer

3-1-90

Date

United States District Court
Northern District of California
District of San Francisco
is a true and correct copy of the original of this
in this Court.

Jack C. Silver, Clerk

By H. Quintero
Deputy

RETURN

I have executed this Judgment as follows:

Defendant delivered on _____ to _____ at _____ Date

_____, the institution designated by the Attorney General, with a certified copy of this Judgment in a Criminal Case.

United States Marshal

By _____
Deputy Marshal